

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA**

UNITED STATES OF AMERICA,

v.

**Criminal No. 1:22-CR-51
(Chief Judge Kleeh)**

FOTIOS GEAS, et al.,

Defendants.

JOINT PROPOSED REVISED PRETRIAL SCHEDULE

In light of the government's notice to not seek the death penalty (Doc. No. 126), the Parties submit the following Joint Proposed Revised Pretrial Schedule.

Type of Motion	Motion Filing Deadline	Response Filing Deadline	Reply Filing Deadline
TRIAL			
Motion pursuant to Fed.R.Crim.P. 12(b)(3)(A), (B), and (E)	January 2, 2024	30 days after filing and service	21 days after filing and service of Response
Motions to Suppress and/or for Severance; Fed.R.Crim.P. 12(b)(3)(C)(D); 18 U.S.C. § 3501	February 3, 2024	30 days after filing and service	21 days after filing and service of Response
Government Notices Regarding Experts and Production of Expert Reports; Defense Notices Regarding Experts, Fed.R.Crim.P. 12.2, Production of Expert Reports	180 days prior to trial (June 5, 2024)	See Motions Re: Experts below	See Motions Re: Experts below
Notice of rebuttal experts shall be due within 30 days after determination of the admissibility of expert testimony			
Motions Re: Experts (<i>Daubert</i> , Sufficiency of Disclosures, etc.)	60 days following disclosure	30 days after filing and service	21 days after filing and service of Response

Defense Motions re: Confidential Access to Items of Forensic Evidence for Defense Testing (Defense will confer with government prior to filing any such motion)	60 days following government's expert disclosures	30 days after filing and service	21 days after filing and service of Response
Notices re: Fed.R.Evid. 404(b), 609(a)(1) and Supplemental Motions for Discovery and/or Suppression	June 2, 2024	30 days after filing and service	21 days after filing and service of Response
Motions in Limine	60 days prior to trial (October 3, 2024)	30 days after filing and service	21 days after filing and service of response
Witness and Exhibit Lists	30 days prior to trial (November 1, 2024)		
JURY SELECTION AND JURY VOIR DIRE			
Motions re: Jury Selection Procedures and for Discovery of Jury Records	TBD	TBD	TBD
Motions re: Challenging Petit Jury (Deadline assumes production of requested jury records not later than 120 days prior to trial)	TBD	TBD	TBD
Proposed Jury Questionnaire (Parties to confer and submit a joint questionnaire with disputed aspects of the questionnaire noted)	TBD		
JURY INSTRUCTIONS			
Submission of Proposed Jury Instructions (Parties to confer and submit to the Court a joint proposal for jury instructions, including objections and alternative instructions requested by either party)	120 days prior to trial (August 5, 2024)		

TRIAL			
Pretrial Conference	November 7, 2024 (10:00 a.m.)		
Trial	December 2, 2024 (9:30 a.m.)		

The undersigned is authorized by counsel for all defendants to advise the Court that the parties have consulted and are in agreement with this joint proposed schedule.

Accordingly, this joint proposal is submitted herewith.

Respectfully submitted,
WILLIAM IHLENFELD
United States Attorney

By: /s/ Brandon S/ Flower
Brandon S. Flower, WVSB #9338
Assistant United States Attorney
Randolph J. Bernard, WVSB #8146
First Assistant United States Attorney
United States Attorney's Office
320 W. Pike Street, Suite 300
Clarksburg, WV 26301-2710
(304) 623-7030; (304) 234-0110 (fax)
brandon.flower@usdoj.gov

CERTIFICATE OF SERVICE

I, Brandon S. Flower, certify that on August 8, 2023, I electronically filed the foregoing with the Clerk using the CM/ECF system, which will send notification of such filing to counsel for the defendants.

Respectfully submitted,
WILLIAM IHLENFELD
United States Attorney

By:

/s/ Brandon S. Flower
Brandon S. Flower, WVSB #9338
Assistant United States Attorney
United States Attorney's Office
320 W. Pike Street, Suite 300
Clarksburg, WV 26301-2710
Phone number - (304) 623-7030
Facsimile number - (304) 234-0110
brandon.flower@usdoj.gov